

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 1st Session of the 59th Legislature (2023)

4 HOUSE BILL 1774

 By: Williams

7 AS INTRODUCED

8 An Act relating to state government; amending 74 O.S.
9 2021, Sections 2213 and 2221, which relate to the
10 Oklahoma Tourism, Parks and Recreation Enhancement
11 Act; removing exemptions from the Oklahoma Central
12 Purchasing Act; repealing 74 O.S. 2021, Sections 2239
13 and 2244, which relate to exemptions from the
14 Oklahoma Central Purchasing Act; and providing an
15 effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 74 O.S. 2021, Section 2213, is
18 amended to read as follows:

19 Section 2213. The Oklahoma Tourism and Recreation Commission
20 may contract for the study, analysis, and planning as reasonably
21 necessary to aid in determining the feasibility of leasing, selling
22 or privately managing or developing the property or facilities under
23 the control of the Commission. ~~The Commission shall be exempt from~~
24 ~~the competitive bidding requirements of the Oklahoma Central~~
 ~~Purchasing Act for the purpose of soliciting, negotiating, and~~
 ~~effectuating such a contract or contracts.~~

1 SECTION 2. AMENDATORY 74 O.S. 2021, Section 2221, is
2 amended to read as follows:

3 Section 2221. A. The Oklahoma Tourism and Recreation
4 Commission, through the Department, is authorized to promote state-
5 owned, leased, or operated facilities. The Department may utilize
6 specific promotion programs such as the provision of complimentary
7 rooms, package-rate plans, group rates, guest incentive sales
8 programs, entertainment of prospective guests, employee-information
9 programs, golf promotional programs as well as other sales and
10 promotion programs considered acceptable in the hospitality
11 industry, in the travel industry, or the regional magazine industry
12 are approved as necessary advertising and promotion expenses.

13 B. In order to best carry out the duties and responsibilities
14 of the Department and to serve the people of the state in the
15 promotion of tourism and tourism economic development, the
16 Department may enter into partnerships for promotional programs and
17 projects with a private person, firm, corporation, organization or
18 association. The Department may enter into contracts or agreements
19 under terms to be mutually agreed upon to carry out the promotional
20 programs and projects, excluding the advertising contract by the
21 Department which utilizes the Tourism Promotion Tax or acquisition
22 of land or buildings. ~~The contracts or agreements may be negotiated~~
23 ~~and shall not be subject to the provisions of the Oklahoma Central~~
24 ~~Purchasing Act or the Public Competitive Bidding Act of 1974.~~

1 C. All contracts or agreements entered into as partnerships for
2 promotional projects or programs by the Department shall be approved
3 by the Commission.

4 SECTION 3. REPEALER 74 O.S. 2021, Sections 2239 and
5 2244, are hereby repealed.

6 SECTION 4. This act shall become effective November 1, 2023.
7

8 COMMITTEE REPORT BY: COMMITTEE ON GENERAL GOVERNMENT, dated
9 02/14/2023 - DO PASS.
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24